

DENTAL QUALITY ASSURANCE COMMISSION

Thursday October 16, 2003

Commission Business Minutes

Phoenix Inn Suites

Olympia, WA

(Subject to Commission Approval)

Members Present:

Robin Reinke, DDS, Chair
John Davis, DDS, JD, Vice Chair
Bernard Nelson, Public Member
Lorin Peterson, DDS
Abdul Alkezweeny, Ph.D, Public Member
Marshall Titus, DDS

George McIntyre, DDS
Laurie Fan, DDS
Theresa Cheng, DDS
Russell Timms, DDS
Mark Koday, DDS

Members Absent:

Ernest Barrett, DDS
Pramod Sinha, DDS

Mark Paxton, DDS

Staff Present:

Lisa Anderson, Health Services Consultant 3
Lisa Gast, Health Services Consultant 1
Gail Zimmerman, Executive Director
Kim Dinsmore, Program Representative
Donna Johnson, Program Representative

Mark Brevard, AAG
Elyette Weinstein, Staff Attorney

Others Present:

Dave Magby, Chief Investigator, Health Professions Quality Assurance
Patti Latsch, Deputy Director, Health Professions Quality Assurance
Barbara Lynch, RDH, Washington State Dental Hygienists Association
Melissa Johnson, Lobbyist, Washington State Dental Hygienists Association
David Hemion, Washington State Dental Association
Ryan Doyle, University of Washington Dental School
Jennifer Palm, University of Washington Dental School
Todd Herzog, CRNA, Washington Association of Nurse Anesthetists

In accordance with the Open Public Meetings Act, notices were mailed to individuals requesting notification of the Commission meetings.

OPEN SESSION

1. **CALL TO ORDER-** *Robin Reinke, DDS, Chair*

The October 16, 2003 business meeting of the Dental Quality Assurance Commission was called to order by Robin Reinke, DDS, Chair, at 7:30 p.m. at the Phoenix Inn Suites, Olympia, Washington.

1.1 **Approval of Agenda**

The agenda was approved with the following additions

3.2 Additional Information- Delegation of Signature Authority document

1.2 **Approval of the September 12, 2003 Meeting Minutes**

The minutes from the September 12, 2003 meeting of the Dental Commission were approved as submitted.

2. **INVESTIGATIVE SERVICES/LEGAL SERVICES UPDATE-** Dave Magby, Chief Investigator and Patti Latsch, Deputy Director

Mr. Magby thanked the Commission members for their support of the investigative staff. Mr. Magby stated that currently he supervises 15 staff that serve 44 boards and commissions that conducted over 451 investigative tasks last year with an average of 83 days from start to completion. Mr. Magby stated that each investigator currently has a caseload of approximately 35 active cases. Mr. Magby encouraged the Commission members to feel free to contact investigators with questions and again thanked them for their support.

Ms. Latsch is the Deputy Director of Health Professions Quality Assurance and manager of Health Profession Section 2 Legal Unit. Ms. Latsch stated that one of her goals is to better define the disciplinary process. Ms. Latsch informed the Commission that another one of her goals is to have a work plan in place by June 2004. Ms. Latsch recognized that the Commission has valid concerns regarding the length of time cases sometimes take and how heavy the workload is for the staff attorneys serving the Commission. Ms. Latsch suggested that the Commission may wish to start prioritizing cases, like they do in the Investigative Services Unit, using the system of assigning a 1, 2, or 3 (1 being the highest priority) to each case that is sent to legal for action. Ms. Latsch thanked the Commission for their support and patience and encouraged the members to contact her if they have any questions or issues.

3. PROGRAM REPORT, EXECUTIVE DIRECTOR, ASSISTANT ATTORNEY GENERAL- *Lisa Anderson, Health Services Consultant, Gail Zimmerman, Executive Director, Mark Brevard, AAG*

3.1 Budget Report-Interim Operating Report for June 2003

This was provided to the members of the Commission for their information and review. Ms. Anderson explained that this was the 25th month report and that the budget package for the 2003-2005 biennium will be provided at a future meeting.

3.2 Discussion re: Allowing program manager(s) to review/approve licensure applications without disciplinary issues and review/adoption of delegation of signature authority document

Ms. Anderson proposed to the Commission that staff be allowed to review and approve initial licensure applications. After discussion, a motion was made to allow staff to approve straight forward applications that have no “grey zones”. The motion was seconded and passed. Staff will coordinate with a commission member whenever there are personal data issues, disciplinary issues, or other issues out of the norm involved in an application.

The members of the Commission were also provided with a copy of a new delegation of signature authority document. A motion was made and passed to approve this document.

4. LEGISLATION

4.1 Dental Sunrise-H-3272 -An Act relating to dental practices proposed Eileen Cody, R.N., Chair, House Health Care Committee-Discussion regarding Sunrise Hearing held on October 6, 2003 at the Department of Health offices located in Tumwater, WA

Lisa Anderson updated the Commission on the proposed sunrise. A sunrise hearing was held on October 6, 2003 at the Department of Health offices in Tumwater, WA. The hearing was well attended by interested parties. Testimony was heard by a three member panel. Once all comments are received, the panel will review the information and prepare recommendations to be forwarded for review by the Secretary of the Department of Health. Final recommendations will be provided back to the legislature for consideration during the 2004 legislative session.

5. STAFF/COMMISSION MEMBER REPORTS

5.1 Boards, Commissions, Committees Conference Report-Bernard Nelson, Public Member and Abdul Alkezweeny, Public Member.

Mr. Nelson and Dr. Alkezweeny represented the Commission at this conference on October 6, 2003. Both members stated that the information presented was excellent and encouraged others to attend next year. Mr. Nelson requested that staff get copies of some of the hand-outs, for distribution to the members of the Commission.

5.2 House of Delegates Report-Lorin Peterson, DDS

Dr. Peterson gave a report on the House of Delegates meeting held on September 25-27, 2003 at Lake Chelan. Dr. Peterson stated that the issue of CE hours allowed for self-study was brought up and it was proposed that the hours be raised from 3 to 7-10. Dr. Peterson advised the attendees that when the CE rules were developed that a lot of thought and conversation was had around the hours for self study and at the time, the programs available were not of the quality that the Commission felt would address the purpose of CE. Dr. Peterson also advised the attendees that it would take a change in the law and that would require writing new rules.

5.3 Letter dated September 30, 2003 from the Washington State Dental Association requesting that the Commission revise the self-study requirement for continuing education from 3 hours to 10 hours

This was provided to the members of the Commission for their review and decision. One of the reasons give for the request was that it is a hardship for young dentists practicing in rural areas to travel to attend CE courses. After discussion, the Commission determined that this was a reasonable request and a motion was made to amend the self study requirement from three (3) hours to seven (7) hours.

6. WESTERN REGIONAL EXAM BOARD (WREB)-

6.1 WREB Update

Dr. Peterson advised the Commission that there will be an exam held in Connecticut and that the Executive Committee will meet in San Francisco next Friday, October 24, 2003. Some of the proposed changes: changes will be implemented for Endo next year; an endo floor examiner will be used for the first 8 exams next year and the continued need for this position will be determined at a later date. Dr. Peterson also reminded the members of the Commission that the next meeting of WREB will be the second weekend in January in Phoenix and invited any and all who were interested to attend.

6.2 2004 Exam Schedule

This was provided to the members of the Commission for their information and review.

7. CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

7.1 CRDTS Update-

Dr. Reinke announced that the CRDTS Steering Committee will be meeting in Kansas City on March 11-13, 2004 and that six (6) people can attend at CRDTS expense. Dr. Reinke also offered the following information: CRDTS is working with WREB and SRТА (Southern Regional Testing Agency) to develop a perio exam; possible change to have perio exam on Friday, Saturday and Sunday; the fee for the dental exam is being raised to \$1005.00; allow class II composite; and in 2005 ok the use of finger extension preps.

7.2 Announcement of CRDTS Annual Meeting and Workshop-March 11, 12, and 13, 2004, in Kansas City, Missouri

This was provided to the members of the Commission for their information and review.

7.3 CRDTS Annual Schools Report

This was provided to the members of the Commission for their information and review.

8. AMERICAN DENTAL ASSOCIATION (ADA)/ AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE)/ AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA), DENTAL ASSISTING NATIONAL BOARD (DANB)

8.1 ADA-Internet article re: Washington State Opens Up Licensure-SSB 5966

This was provided to the members of the Commission for their information and review.

8.2 AADE-NPDB Executive Committee Meeting-September 23, 2003

This was provided to the members of the Commission for their information and review.

9. POLICIES/ INTERPRETIVE STATEMENTS, OPINIONS

Any interpretive statement issued by the Commission is advisory and intended for the guidance of the requesting parties only. The interpretive statement is not legally binding and does not have the force and effect of a duly promulgated regulation or declaratory ruling by the Commission.

There were no policies, interpretive statements, or opinions for review at this time.

10. CORRESPONDENCE

There was no correspondence to review at this time.

Items listed under the consent agenda are considered to be routine agency matters and will be approved by a single motion of the Commission without separate discussion. If separate discussion is desired, that item will be removed from the agenda and placed on the regular business agenda.

11. CONSENT AGENDA

There were no items to review at this time.

12. NEWSLETTERS/FYI ARTICLES

- 12.1 The Redleaf Institute re: 12 hour program for offenders of gender sensitivity and boundary issues.**
- 12.2 Tennessee Board of Dentistry Newsletter, Summer 2003, Vol.3, No. 2**
- 12.3 Mississippi State Board of Dental Examiners, The Dental Digest, Volume 8, June 2003**
- 12.4 Ohio State Dental Board, The Facts on Amended Substitute SB 51**
- 12.5 NPDB-HIPDB-Data Bank News-October 2003**

The above listed items were accepted as presented.

CLOSED SESSION

13. EXECUTIVE SESSION-

The term “executive session” is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1)(a)-(k), and only during a regular or special meeting.

The Commission may go into executive session to discuss issues that are appropriate to be handled in closed session such as personnel issues or to obtain legal advice.

There was no executive session at this time.

14. FUTURE COMMISSION BUSINESS

There was no future business discussed.

15. BUSINESS MEETING ADJOURNMENT

The business meeting adjourned at 9:50 p.m.

Respectfully Submitted By:

Lisa Gast, Health Services Consultant

Commission Approval By:

Robin Reinke, DDS, Chair